

NEVADA DEPARTMENT OF CORRECTIONS	SERIES 800 INMATE REGULATIONS	SUPERSEDES: NEW
ADMINISTRATIVE REGULATIONS MANUAL	ADMINISTRATIVE REGULATIONS 814 INMATE RELIGIOUS DIET PROCEDURE TEMP	EFFECTIVE DATE: 06/07/04

TABLE OF CONTENTS

	<u>PURPOSE</u>	
	<u>AUTHORITY</u>	
	<u>RESPONSIBILITY</u>	
	<u>DEFINITIONS</u>	
	<u>APPLICABILITY</u>	
	<u>PROCEDURES</u>	
<u>814.01</u>	RELIGIOUS DIET PARTICIPATION	
<u>814.02</u>	DELIVERY OF A RELIGIOUS DIET -	
	<u>REFERENCES</u>	
	<u>ATTACHMENTS</u>	
	<u>MANDATORY REVIEW DATE</u>	<u>06/01/05</u>

PURPOSE

It is the purpose of this Administrative Regulation to provide inmates who request a religious diet an equitable opportunity to observe their religious dietary practice within the constraints of budget limitations and the security and orderly operation of the institutions.

AUTHORITY

NRS 209.241
NRS 209.243

RESPONSIBILITY

The Supervising Chaplain of the Nevada Department of Corrections shall have the responsibility to implement, and oversee the conduct of activities governed by this Administrative Regulation.

The Wardens shall ensure that religious diet food service requirements and approvals for participation in a religious diet, as prescribed by the Supervising Chaplain are followed.

DEFINITIONS

APPROVED INMATE – An inmate who has been approved to participate in a religious diet.

CHAPLAIN – The employee assigned to deliver chaplainry services to a specific institution, facility, or region of the Department

INAPPROPRIATE FOOD ITEM – An article of food or drink that does not conform to the tenets of the religious diet for which the inmate has been approved.

RELIGIOUS DIET – A diet developed by the Department in consultation with recognized local or state officials which meets a religion's requirements including food preparation, special foods and fasting.

SUPERVISING CHAPLAIN – The Chaplain assigned to supervise all Chaplains within the Department.

PROCEDURES

814.01 RELIGIOUS DIET PARTICIPATION

1.1 An inmate wishing to participate in a religious diet will provide to the institution, facility or region's Chaplain, a written statement articulating the inmate's religious motivation for participation in a religious diet. **(3-4300)**

1.1.1 Chaplains will complete an interview of the inmate within two working days of the request.

1.1.2 The purpose of the interview is to determine the legitimate standing of the inmate for participation in a religious diet, and if accepted, the best means of accommodating the approved inmate's religious preference and beliefs.

1.1.3 The inmate must demonstrate to the Chaplain his suitability for a religious diet through a hereditary or social connection to the religious practice, or substantial philosophical understanding of the religion and its dietary practices.

1.1.4 Inmates will be notified in writing by the Chaplain of the accommodation for which they are approved based upon their religious dietary need.

1.1.5 The Chaplain will notify the Warden, Food Service Manager and the institutional Business Manager of the approval of an inmate for a religious diet.

1.2 An approved inmate may be removed from a religious diet for cause.

1.2.1 Approved inmates who do not participate in the religious diet for six consecutive meals may be removed from the religious diet by the Warden.

1.2.2 Approved inmates who participate in a religious diet who are discovered to be consuming foods or failing to fast in violation of the religious diet either through the taking of food from the Culinary serving line ; the purchase of items from inmate stores, the presence of ineligible food items in their property; or the use of vending machines, may be removed from the religious diet by the Warden.

1.2.3 The Warden will provide immediate notice to the approved inmate, the institutional Chaplain, and the Food Service Staff of the removal of the approved inmate from the a religious diet.

1.2.4 Inmates who are removed from a religious diet by the Warden, or by voluntary withdrawal, may not be immediately re-approved for a religious diet. The process for re-approving a religious diet may begin 30 days after the effective date of removal from a religious diet.

1.2.5 Approved inmates who engage in repeated withdrawals or removals from a religious diet may be subject to a waiting period of up to one year for re-approval.

1.2.6 The removal of approved inmates from a religious diet shall not be used for punitive measures, or as sanctions in a disciplinary process. **(3-4301)**

1.3 Medical diets take priority over religious diets. Approved inmates participating in a religious diet who are prescribed a specific diet by the Medical Division will be fed the medical diet in lieu of the religious diet.

814.02 DELIVERY OF A RELIGIOUS DIET -

1.1 The Supervising Chaplain of the Department shall be responsible for identifying the religions that warrant the development of a religious diet.

1.1.1 The Supervising Chaplain shall be responsible for development of a religious diet for approved religions that consist of a two-week food cycle. The Purchasing Section will assist in this activity.

1.1.2 The Chaplain will ensure that the proposed religious diet is approved by an appropriate dietary authority for equivalent caloric content to the standard menu of the Department.

1.2 The Food Service Staff will develop and maintain an updated list of all approved inmates who are authorized to participate in a religious diet based on the approval of the Chaplain.

1.2.1 Food Service Staff will monitor daily and document the list of approved inmates who are served religious diet meals.

1.2.2 The Food Service Staff will communicate any deviation by an approved inmate to the Warden.

1.3 With the approval of the Warden, the Chaplain of the institution may arrange for approved inmate religious groups to have one appropriate ceremonial or commemorative meal each year for approved inmates identified by their participation in a religious diet.

1.3.1 Ceremonial or commemorative meals will be served in the food services facility unless otherwise authorized by the Warden.

1.3.2 The Food Service section of the institution is the only source of authorized procurement operations of all meal items.

1.3.3 Ritual or traditional foods must be consistent with the faith group's religious dietary laws.

1.3.4 Foods for ceremonial meals may not be donated or catered.

1.3.5 Alcohol or items identified as controlled substances will not be authorized for use in religious rituals or diets.

1.3.6 The total amount per faith group for the purchase of ritual or traditional foods ~~is to~~ shall not be not less than \$10, nor greater than \$300. These purchases shall be coordinated by the institutional Business Manager.

1.3.6.1 To facilitate purchasing processes, approved inmate requests to staff for ritual or traditional foods shall be submitted in writing to the Chaplain at least 60 days prior to the proposed date of the meal.

1.3.6.2 The Chaplain shall consult with the Food Service Manager to develop the menu for each meal at least 45 days prior to the scheduled date of the observance.

1.3.7 The Supervising Chaplain for the Department shall be the final authority for the determining what items constitute legitimate elements of the religious diet, and ritual or ceremonial foods.

REFERENCES

ACA Standard 3-4300
ACA Standard 3-4301

ATTACHMENTS

None

Jackie Crawford, Director

Date

CONFIDENTIAL

Yes

XX

No

THIS PROCEDURE SUPERSEDES ALL PRIOR WRITTEN PROCEDURES ON THIS SPECIFIC SUBJECT.